UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

Plaintiff,

CIVIL ACTION FILE

VS.

NO. 1:04-cv-2346-GET

SmithKline Beecham Corporation d/b/a GlaxoSmithKline: SmithKline Beecham Corporation and GlaxoSmithKline,

Defendants.

JUDGMENT

This action came before the Court for a jury trial with the Honorable G. Ernest Tidwell presiding. The plaintiff's and defendant's evidence having been presented and considered and the Court having GRANTED the defendant's oral Motion for Judgment as a matter of law,

It is Ordered and Adjudged that the plaintiff take nothing; that the defendants recover their costs of this action, and the action be, and the same hereby, is **dismissed**.

Dated at Atlanta, Georgia, this 14th day of January, 2009.

JAMES N. HATTEN **CLERK OF COURT**

/s/ Janice Micallef By: Deputy Clerk

Prepared, Filed, and Entered in the Clerk's Office January 14, 2009 James N. Hatten Clerk of Court /s/ Janice Micallef

Deputy Clerk